

WARRICK COUNTY COUNCIL MEETING
COMMISSIONERS MEETING ROOM
107 W. Locust Street
Boonville, Indiana
August 14, 2014
6:00 P.M.

The Warrick County Council met in regular session in the Warrick County Courthouse, 107 W. Locust Street, Boonville, Indiana.

Council President, Gary Meyer called the meeting to order.

Pledge of Allegiance

Roll Call

Gary Meyer: Roll Call.

Krystal Powless: Gary Meyer?

Gary Meyer: Here

Krystal Powless: Charlie Christmas?

Charlie Christmas: Yes

Krystal Powless: David Hachmeister?

David Hachmeister: Here

Krystal Powless: Allan Holweger?

Al Holweger: Here

Krystal Powless: Brad Overton?

Brad Overton: Here

Krystal Powless: Greg Richmond?

Greg Richmond: Here

Krystal Powless: Paul Rudolph?

Paul Rudolph: Here

Approval of Minutes

July 10, 2014 Regular Meeting

Gary Meyer: Okay, approve minutes July 10, 2014 regular meeting.

Greg Richmond: I make the motion to approve.

Brad Overton: Second.

Gary Meyer: Motion made by Greg and seconded by Brad to approve. Any discussion? All those in favor? Opposed? Motion carried seven (7), zero (0).

EMS Business Update

Gary Meyer: EMS Business.

Tony O'Neal: Good afternoon, Tony O'Neal with St. Mary's Warrick EMS. The Operation and Financial Report for June of 2014 we had three hundred eighty three (383) runs in the county, ambulance runs. Two hundred thirteen (213) of those went to local hospitals, we had sixty four (64) refusals, forty eight (48) hospital transfers, forty seven (47) of those were out of Warrick Hospital and one (1) was out of Gateway. We've had 26 others which were disregard, no patient or dead on scene upon arrival and thirty two (32) private runs. Customer Satisfaction has had no surveys that came back in for the month of June. And we actually hit one hundred percent (100%) of our target response rate for June of 2014 which is actually the first time we've done that in years.

Gary Meyer: I was going to ask that because I've never seen that before.

Tony O'Neal: It has never happen in...

Gary Meyer: What does that actually mean?

Tony O'Neal: It means that our target response rate for Warrick County is fifteen (15) minutes or less and then all these people that are in the northern part of the county were I think eighteen (18) minutes for Elberfeld and twenty (20) for Tennyson. It just means that every run that we had in June we came in under that time.

Charlie Christmas: Didn't get any runs up north is that what you're trying to tell us?

Tony O'Neal: Yeah, or we were just staged at the proper place. Very good month. Financial Report, on our receivables we were about twenty two thousand dollars (\$22,000.00) under budget in collects for the month of June. A large part of that you see is about eighteen thousand dollars (\$18,000.00) that is really just one large chunk that is in from St. Mary's that will be showing up next month. I've got the financials for next month and they show up. Our Operating Expense we

were about thirty five thousand dollars (\$35,000.00) under budget on Operating Expense for the month which puts us about one hundred ten thousand dollars (\$110,000.00) under budget year-to-date for the service.

Charlie Christmas: Are we still collecting from people who refuse service after they call in?

Tony O'Neal: Yes we are.

Charlie Christmas: Are they paying...

Tony O'Neal: It is actually starting to pick up. It was kind of slow starting out of the gate but I think we're seeing...I think...

Charlie Christmas: Getting their attention a little bit?

Tony O'Neal: About eight thousand (\$8,000.00) to nine thousand dollars (\$9,000.00) I think we've collected so far this year.

Charlie Christmas: Getting their attention is what you've done, that's good.

Gary Meyer: Any other questions?

Paul Rudolph: Just one, how many surveys have we received so far this year give or take?

Tony O'Neal: I don't know the exact number, we average about two (2) to three (3) a month that is returned so if you look at that you're probably looking at twenty four (24) to twenty five (25) surveys we've probably collected year-to-date.

Paul Rudolph: Gotcha, thank you.

Gary Meyer: Thank you.

Allan Holweger: Where would we read them at?

Tony O'Neal: Excuse me?

Allan Holweger: Where would we get...so we could see what...?

Tony O'Neal: We've got them at the office.

Allan Holweger: Okay.

Tony O'Neal: So if you'd like those we'd be happy to bring them over, drop them off...

Allan Holweger: Okay, thanks.

**Economic Development Business
Tax Phase In Compliance Ciholas, Inc.**

Gary Meyer: Okay, Economic Development Business, Tax Phase In Compliance Ciholas, Incorporated.

Larry Taylor: I'm Larry Taylor, Economic Development Director. The first one is Ciholas and this is...James just finished that about a month or so ago so the taxes aren't even due yet. However, when they came in front of the Council to get their tax phase in approved we neglected to get the SP1 Form signed. So that's what would have been in your packet for tonight, we're just asking that if you sign the SP Form that ties with the approval that will be given back...it would have been back in February 2013.

Greg Richmond: So do we need a motion for anything or you just need a signature?

Krystal Powless: I'm not sure that you need a motion, we're just to sign it.

Allan Holweger: It's already been approved.

Greg Richmond: And that's for our President to sign?

Krystal Powless: Correct.

Larry Taylor: It ties to the formal resolutions and everything that's already been filed and approved last year. So the other one is...

Greg Granger: Larry, so you're just saying that they didn't submit it last year, is that what you're saying?

Larry Taylor: Somehow I believe it was in the packet but it may not have been in the packet, they just didn't get a signed copy of it. Allan, over in the Auditor's Office is doing a nice job of getting all the tax phase in's together because I guess they have an employee that left and things were in a little bit of disarray and he's basically cleaned up every file that he has and this was one where he had the form but it wasn't the signed form.

Paul Rudolph: Greg, you don't have any concerns with this honoring an agreement what wasn't ever signed do you?

Greg Granger: Well, since the tax hasn't come into play yet, yeah, I think we're okay.

Larry Taylor: There were formal resolutions that were signed...

Krystal Powless: That were signed...

Al Holweger: Oh, they were signed, this is just a...

Gary Meyer: Can I ask a question on that same issue? We created a tax abatement on the first property that he had. Does that tax abatement move to this property he has now or is a new...this is a new one?

Larry Taylor: This is a new one.

Greg Granger: Yeah, it's a different location.

Larry Taylor: Yeah, we went through the whole process with you guys and then he backed out on that property.

Gary Meyer: For whatever reason but...

Larry Taylor: So I told him I wasn't going to go through that process again unless he had an engineer sit down and show us the due diligence that he was going to close on it and then he still had some issues but...

Gary Meyer: Okay, I just didn't know if there was a continuation of that one or this is all together different.

Larry Taylor: No, we started from scratch. Rebuilding a new investment and I think he even increased the number of employees the second time.

Paul Rudolph: But going back to your question, we did designate that property as an area of, I'm going to use the wrong term here but, economic revitalization and that remains on the property to this day even though it was originally I think intended for his utilization.

Larry Taylor: But there could be no Tax Phase In or Abatement on that property unless another resolution comes forward with another business wanting to do that.

Paul Rudolph: Very good.

Gary Meyer: Okay.

Economic Development Business
Tax Phase In Compliance Milestone Properties LLC

Larry Taylor: And the other one is an actual compliance and as far as I know it has not been filing for their approved tax abatement and however they have all the agreements, they had everything they were supposed to do so again Allan has been trying to sort through the ones that are out there, the ones that haven't come in, I certainly wouldn't look at going retro on abatement but if they have done everything they said they were going to do, in fact they were going to invest three million dollars (\$3,000,000.00) and they ended up investing six million dollars (\$6,000,000.00) in that. This is Brentwood Meadows. And they actually estimated they were going to have thirty two (32) employees and they actually have ninety eight (98) employees. Their headquarters is over in Louisville so told them I would present this for them. I would recommend that their compliance, certainly for year, be in place because they certainly have met their agreements.

Gary Meyer: What haven't they filed then to get...are they paying full taxes on the property then?

David Hachmeister: They've had to.

Gary Meyer: My kind of people.

Paul Rudolph: So they had an Abatement or a Phase In in place but rather than file this document I have in front of me they paid the full taxes last, year so this year they're going to go back down to what they should have had. And this will be year six (6) so it'd be at the sixty percent (60%) rate I assume rather than...they're not going to skip to twenty percent (20%) or anything like that.

Al Holweger: They probably dropped it when they added on. You know, when they added the double size of the building out there it probably...some...went out through the cracks.

Larry Taylor: Well, they've moved around and the company did have some management changes and all that and if probably fell through the cracks. It's one thing for us to go through the process, it's another thing...and then there's a whole accounting world that has an obligation...

Al Holweger: Do we need a motion on this?

Larry Taylor: This is that they are all in compliance...

Greg Richmond: I make the motion to approve the compliance

Al Holweger: I second it.

Gary Meyer: We have a motion made by Greg and seconded by Al to approve the compliance. Any further discussion?

Paul Rudolph: Just one question for Larry, how much money was the Phase In that they missed each year? Give or take, how much access revenue did we receive I guess is the other way of asking you.

Larry Taylor: Eighty five thousand (\$85,000.00).

Paul Rudolph: Eighty five thousand (\$85,000.00), each year?

Larry Taylor: No, total for two (2) years.

Gary Meyer: Okay, we have a motion made by Greg and seconded by Al to approve. All those in favor? Opposed? Motion carried six (6), one (1). (Nay: Gary Meyer)

Larry Taylor: Thank you, everyone.

Gary Meyer: Thank you.

Krystal Powless: For the record?

Gary Meyer: Me.

Charlie Christmas: I didn't know we had a 'me'.

Gary Meyer: Just put 'me' down there, it could be anybody.

Greg Richmond: We have seven (7) me's.

Gary Meyer: That's right.

Commissioner Business
Transfer Courthouse

Transfer From:	1000-112-4119.00	Part Time Custodial	\$2,400.00
Transfer To:	1000-112-4224.00	Janitorial Supplies	\$2,400.00
Transfer From:	1000-112-4116.00	Custodial Employees	\$4,208.25
Transfer To:	1000-112-4362.00	Grounds & Parking	\$4,208.25

Gary Meyer: Commissioner Business, Transfer Courthouse, transfer from Part Time Custodial two thousand four hundred dollars (\$2,400.00), transfer to Janitorial Supplies two thousand four hundred dollars (\$2,400.00). Transfer from Custodial Employees four thousand two hundred eight dollars and twenty five cents (\$4,208.25), transfer to Grounds and Parking four thousand two hundred eight dollars and twenty five cents (\$4,208.25).

David Hachmeister: Motion to approve both.

Brad Overton: Second.

Gary Meyer: Motion made by David and seconded by Brad to approve both. Any discussion? All those in favor? Opposed? Motion carried seven (7), zero (0).

Commissioner Business
Additional Appropriation

E911	1222-000-4342.00	Contractual Services	\$100,000.00
Total E911			\$100,000.00

Gary Meyer: Commissioner Business, Additional Appropriation, E911, Contractual Services one hundred thousand dollars (\$100,000.00).

Greg Richmond: I'll make a motion to approve. It's out of its E911 Fund.

Brad Overton: Second.

Gary Meyer: Motion made by Greg and seconded by Brad to approve. Any discussion?

Paul Rudolph: How much money do we generally received into this fund every year?

Gary Hachmeister: It's declining.

Don Williams: Typically a couple hundred thousand (\$200,000.00)...

Krystal Powless: from six hundred thousand (\$600,000.00).

Greg Richmond: This is off of phone fees that are paid.

Paul Rudolph: Okay.

Gary Meyer: Any other discussion? Motion made by Greg and seconded by Brad to approve. All those in favor? Opposed? Motion carried seven (7), zero (0).

Commissioner Business
Additional Appropriation

Edit Construction	4903-000-4380.10	Lincoln Ave.	\$65,662.26
	4903-000-4433.00	Guaranteed Energy Savings	\$65,662.26
Total Edit Construction			\$131,324.52

Gary Meyer: Okay, Commissioner Business, again. Additional Appropriation, Edit Construction, Lincoln Avenue sixty five thousand six hundred sixty two dollars and twenty six cents (\$65,662.26). Guaranteed Energy Savings sixty five thousand six hundred sixty two dollars and twenty six cents (\$65,662.26) for a total of one hundred thirty one thousand three hundred twenty four dollars and fifty two cents (\$131,324.52).

Greg Richmond: Motion

Brad Overton: Second.

Gary Meyer: Motion made by Greg and seconded by Brad to approve. Any discussion? All those in favor? Opposed? Motion carried seven (7), zero (0).

Don Williams: I just want to say 'thank you'.

Highway Business
Salary Ordinance

Vacation “Sale Back” Assistant Superintendent \$878.00

Gary Meyer: Vacation “Sale Back”, Assistant Superintendent eighty hundred seventy eight dollars (\$878.00).

Brad Overton: Motion.

Paul Rudolph: Motion.

Gary Meyer: Motion made by Brad and seconded by Paul to approve. Any discussion? All those in favor? Opposed? Motion carried (7) zero (0). Thank you, Don.

Charlie Christmas: You did a good job, Don.

Parks and Recreation Business
Transfer Parks (Courthouse)

Transfer From:	1219-000-4114.00	Patrolmen	\$9,800.00
Transfer To:	1219-000-4245.20	Animal Food	\$800.00
Transfer To:	1219-000-4245.50	Concessions	\$3,000.00
Transfer To:	1219-000-4314.00	Contractual Services	\$6,000.00

Gary Meyer: Parks and Recreation, Transfer Courthouse, transfer from Patrolmen nine thousand eight hundred dollars (\$9,800.00), transfer to Animal Food eight hundred dollars (\$800.00), transfer to Concessions three thousand dollars (\$3,000.00), transfer to Contractual Services six thousand dollars (\$6,000.00).

David Hachmeister: One question though I didn’t ask you, why was Patrolmen down as far as in the past.

Ben Labhart: Because I asked for twenty two thousand (\$22,000.00) and somehow we got thirty two thousand (\$32,000.00).

Krystal Powless: It was due to the elimination of the employee, when we eliminated the employee we put more into part-time and I put it in the Patrolmen line item and that’s why there’s excess there.

Gary Hachmeister: Instead of coming out of Labor for the guy that retired?

Krystal Powless: Yeah, exactly.

Greg Richmond: And that’s Transfer Parks not Courthouse.

Al Holweger: I’ll make a motion to approve.

Brad Overton: Second.

Gary Meyer: Motion made by Al and seconded by Brad to approve. Any further discussion? All those in favor? Opposed? Motion carried seven (7), zero (0).

Ben Labhart: Thank you, and something else real quick, the handout the he got, I didn’t have it in time to get it out, it’s just for your information. We have a problem with a couple of our pumps last week and we had to have them pulled out, this is for our main lift station. We had to have both of them pulled out and the guys that did it, you know, just said you need to get some work done to it, pretty much everything inside the tank except the pumps are all rusting out. He said it could be anytime something is going to fail on it so... That front page we’re pretty much...they would be replacing everything inside of the tank except the two (2) pumps. And we’ll be changing everything to stainless steel so it’ll never have to be done again. The second page I don’t necessarily think we need, what that is...if you guys are familiar with those lift stations they got an electrical control panel in each one of them, that’s to replace that. They suggested that...we never had any problems with control panels and I don’t necessarily know that we need to do that.

Al Holweger: How old are they?

Gary Meyer: So, these two (2) are not connected then? Two separate things? I gotcha.

Ben Labhart: I know they’re not total but the front page total is three thousand five hundred and fifteen (\$3,515.00). The second page total is two thousand five hundred fifty six (\$2,556.00).

Al Holweger: How old is the panel that he’s wanting to change?

Ben Labhart: Probably eighty eight (1988)...

Paul Rudolph: Twenty five (25) years.

Al Holweger: Is it a stainless or is steel.

Ben Labhart: Well, now...it was once stainless...

Al Holweger: The panel that you’re...

Ben Labhart: No, that’s just the electrical components that control the panel.

Al Holweger: Okay, yeah, but is it on...is it exposed or is that down in the tank also?

Ben Labhart: No, it’s exposed. It’s got a stainless post and its casing is plastic.

Al Holweger: Plastic?

Ben Labhart: Yeah.

Al Holweger: Okay.

Ben Labhart: But, you know, we have four (4) of these lift stations at Scales, one (1) at Vann and two (2) at the baseball fields in Boonville and we've never had to replace...I mean, we replace pumps all the time and last year we did a bunch of work to the Pavilion one as far as inside the tank, we've never had to replace a whole control panel before. They suggested it but I don't know that it's necessary.

Charlie Christmas: Well, they're looking for money, you know what I'm saying?

Ben Labhart: He could be right, it could fail tomorrow...

Charlie Christmas: That's true, go out tonight.

Ben Labhart: It's working right now so... I'll probably be back next month to talk about it more.

Gary Meyer: We'll look forward to it.

Paul Rudolph: Hey, Ben, just to confirm, the first page, none of that work was done, that's just needing to be done, the second page you don't think needs to be done?

Ben Labhart: Exactly, none of this has been done, they just pulled the pumps out and got the pumps running again and he said just to let you know pretty much exactly...you guys approved about four thousand dollars (\$4,000.00) to do the same exact thing at the Pavilion lift station I think last year or maybe two (2) years ago and that's exactly what needs to be done to this one. Everything is just rusting out.

Al Holweger: Do you mind if I come out and visit you and you show me this panel?

Ben Labhart: Yeah, that's fine.

Al Holweger: Okay.

Paul Rudolph: And the name of this company is Service Pump and Machine? Is that the name of the company?

Ben Labhart: And they're about...the last people, the one that did the one at the pavilion it was just a guy that did excavating work but he didn't really like doing this kind of stuff, I mean he is pretty much the only guys...because they have to go down into the tank to do this stuff.

Charlie Christmas: He can have that job...

Paul Rudolph: Okay, thanks for the explanation.

Sheriff Business			
Additional Appropriation			
Jail	1000-114-4311.00	Inmate Medical	\$15,000.00
Total Jail			\$15,000.00

Gary Meyer: Sheriff Business, Additional Appropriation, Jail, Inmate Medical fifteen thousand dollars (\$15,000.00).

Sheriff Kruse: How are we doing?

Charlie Christmas: Have you got him shipped off yet, Sheriff?

Sheriff Kruse: Oh, yeah.

Charlie Christmas: Good, we can't hardly afford him.

Al Holweger: I'll make a motion to approve.

Brad Overton: Second.

Gary Meyer: Motion made by Al and seconded by Brad to approve. Any discussion? All those in favor? Opposed? Motion carried seven (7), zero (0).

Sheriff Kruse: Thank you.

Other Business

Gary Meyer: Would anybody in the audience like to address the Council? Any council member have anything to bring up? I have one item. If you remember the last meeting we discussed a little bit about changing the split between an Edit with the Edit and the Commissioner's road fund area. We talked about possibly a sixty/fifty (60/40), I understand the Commissioners are receptive to that idea and I was wondering if the Council wanted to go ahead and get started on that. We need our attorney to draw up an Ordinance if you want to change this for three (3) years. I was thinking about a 60/40 split for a three (3) year period.

Paul Rudolph: Is that like a default? Or is there a reason three (3) years was picked?

Gary Meyer: I think it was just bringing us enough money that...yeah, I'd hated to set it up on permanent basis, so we can always change that later if we need to but...

Brad Overton: What are we currently at?

Gary Meyer: Fifty/fifty (50/50). And just for our sake of knowing, how much more would that bring in, Krystal?

Krystal Powless: I'll tell you next month.

Gary Meyer: Okay, good, I was hoping you would.

Krystal Powless: Or I will tell you tomorrow, I can tell you tomorrow.

Gary Meyer: Well, approximately, can you tell me roughly?

David Hachmeister: Was it ten percent (10%)?

Gary Meyer: Yeah, it would just be ten percent (10%) more.

Krystal Powless: It would be ten percent (10%) more but I...

David Hachmeister: Six hundred sixty thousand (\$660,000.00).

Gary Meyer: That's what I was thinking.

Paul Rudolph: It would be twenty percent (20%) more, right, because we're only getting half so we'll get another...from fifty percent (50%) to sixty percent (60%) is twenty percent (20%).

Krystal Powless: I don't have a grand total to answer that question.

David Hachmeister: If six point six is coming in and ten percent (10%)...

Krystal Powless: Yeah, but I think six point six is what is distributed to the entire county, I don't know what our part is.

David Hachmeister: Well, I was figuring a whole amount.

Gary Meyer: I think we had figured around four hundred (400) at one point.

Krystal Powless: It seems like that's what we...

Gary Meyer: Roughly, but anyway, it's whatever you guys want to do but I...

David Hachmeister: Do we get seventy six percent (76%) of that? The County does?

Paul Rudolph: Um-hm.

David Hachmeister: So seventy six percent (76%) of six sixty (\$660,000.00) is...you're right.

Gary Meyer: And in about three (3) years that'll be more money than they would get from this road distress fund. Plus we don't have to pay it back.

Greg Richmond: And the increase in the wheel tax/surtax money also is coming in on top of that.

Gary Meyer: Right, so does anybody have a problem with asking our attorney to draw up a new ordinance?

Charlie Christmas: I have no problem with that.

Al Holweger: I think it would be great.

David Hachmeister: That's a motion.

Brad Overton: Seconded.

Al Holweger: Second.

Gary Meyer: Motion made by David and second by Brad, I think.

Al Holweger: Brad, okay.

Charlie Christmas: Brad's on a roll tonight.

Gary Meyer: To instruct the attorney to draw up a new ordinance I guess it is. The one I have here...yeah, this is Ordinance 2000-01 so this was passed back in 2000 and this was the fifty/fifty (50/50) split.

Greg Granger: The proposal is sixty percent (60%) for Roads and forty percent (40%) for Edit for three (3) years?

Gary Meyer: Right, for three (3) years. So, I guess we voted on that, is everybody in favor of that?

Charlie Christmas: We haven't voted yet we...

Al Holweger: We're waiting on you to ask us.

Gary Meyer: All those in favor? Motion carried seven (7), zero (0). Okay, there you go. Thank you. Does anybody else have anything to bring up?

David Hachmeister: Senior Citizens Dinner and Auction, September 26th at the 4-H Center again.

Greg Richmond: Times?

David Hachmeister: Start serving at 4:30, auction starts at 6:00.

Charlie Christmas: We meet next Wednesday at 5:00?

Gary Meyer: Yeah, we meet next Wednesday at 5:00 for the...to start our budget review, the Council's Budget Review next Wednesday at 5:00PM. You all are welcome, it's a very enjoyable evening.

Adjournment

Gary Meyer: Okay, looking for a motion.

Paul Rudolph: Motion.

Charlie Christmas: So moved.

Gary Meyer: Meeting is adjourned.

WARRICK COUNTY COUNCIL

Gary Meyer, D.D.S., President

Greg Richmond, Vice President

David Hachmeister

Brad Overton

Allan Holweger

Charles R. Christmas

Paul Rudolph

ATTEST:

L.B. Dugan, Auditor
Warrick County, IN